

FILED  
WILLIAMSON COUNTY  
CLERK  
2007 OCT 19 AM 8:11

IN THE CHANCERY COURT FOR WILLIAMSON COUNTY, TENNESSEE  
TWENTY-FIRST JUDICIAL DISTRICT AT FRANKLIN

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STATE OF TENNESSEE, *ex rel.* )  
ROBERT E. COOPER, JR., ATTORNEY )  
GENERAL and REPORTER, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
 )  
ROLAND FROEHLIG, a.k.a. Rollie Froehlig, )  
THEODORE HOWES, a.k.a. Ted Howes, )  
NATIONAL FULFILLMENT, INC., and )  
ENTERTAINMENT AMERICA, INC., )  
 )  
Defendants. )

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ENTERED \_\_\_\_\_

No. 33293

JURY DEMAND

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**MOTION TO SUBSTITUTE PARTIES**

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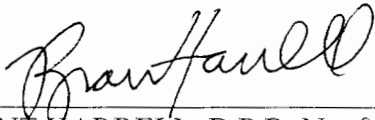
Comes now the State of Tennessee to move this Court to substitute Roland Froehlig, a Defendant individually named in the above-titled action, with the representative of his estate which is currently his wife, Celia Froehlig, who serves as the executrix of his September 17, 2007 Last Will and Testament. The State's action, in which it alleges that Mr. Froehlig played an integral role in conduct which violates the Tennessee Consumer Protection Act, Tenn. Code Ann. § 47-18-101 *et seq.* and the Tennessee Identity Theft Deterrence Act, Tenn. Code Ann. § 47-18-2101 *et seq.* is not extinguished by his death.

The State files this Motion pursuant to Tenn. R. Civ. P. 25.01. The Motion is filed concurrently with a Notice of Suggestion of Death, a Renewed Motion for Asset Freeze Against Corporate Defendants, a Motion for Appointment of a Receiver, and a Motion for an Expedited Hearing. Pursuant to the Motion for Expedited hearing, hearings on all the Motions shall be

heard on \_\_\_\_\_, 2007 at \_\_:00 \_\_m. in Chancery Court located at 135 4th Avenue

**South, Franklin, Tennessee.**

RESPECTFULLY SUBMITTED:



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## CERTIFICATE OF SERVICE

I, Brant Harrell, do hereby certify that the foregoing document was sent via US Mail and Facsimile where available to the following addresses:

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On this the 7 day of October, 2007

  
BRANT HARRELL  
Assistant Attorney General